

~~by, and all of whose members elected for terms commencing after December 31, 1987, shall be are selected by, by one or more entities described in A., B., or C. of this subdivision, or organized for a religious purpose as defined in G.S. 105-278.3(d)(1); and nonprofit corporations that meet all of the following conditions:~~

- a. It is exempt under section 501(c)(3) of the Code.
- b. It is organized for a charitable purpose as defined in G.S. 105-278.6.
- c. It is not a private foundation as defined in section 509 of the Code.
- (5) ~~(vi)~~ It has an active program to generate funds through one or more sources, such as gifts, grants, trusts, bequests, endowment, or an annual giving program, to assist the home retirement facility in serving persons who might not be able to reside at the home there without financial assistance or subsidy."
- (b) G.S. 105-164.14(b)(4) reads as rewritten:
 "(4) ~~Homes for the aged, sick, or infirm~~ Qualified retirement facilities whose property is excluded from property tax under ~~G.S. 105-275(32).~~ 105-278.6A."
- (c) G.S. 105-273 is amended by adding a new subdivision to read:
 "(4a) Code. -- Defined in G.S. 105-228.90."
- (d) The Legislative Research Commission shall conduct a comprehensive study of property tax exemptions for nonprofit institutions, including the history and evolution of such exemptions in North Carolina, the policy reasons for property tax exemptions, the effect of the exemptions on local governments and on other taxpayers, the extent to which other states provide property tax exemptions for nonprofit institutions, and any other issues it considers relevant. The Legislative Research Commission may make an interim report of its findings and recommendations on this issue to the 1999 Regular Session of the 1999 General Assembly and shall make a final report of its findings and recommendations to the 2000 Regular Session of the 1999 General Assembly. The temporary property tax exemption provided in this section shall not be considered a precedent or guideline for the purpose of the Legislative Research Commission's study or recommendations.
- (e) Subsection (a) of this section is effective for taxes imposed for taxable years beginning on or after July 1, 1998. Notwithstanding the provisions of G.S. 105-282.1(a), an application for the benefit provided in subsection (a) of this section for the 1998-99 tax year is timely if it is filed on or before November 15, 1998. Subsection (a) of this section is repealed effective for taxes imposed for taxable years beginning on or after July 1, 2000. The remainder of this section is effective when it becomes law.

PART XXX. MISCELLANEOUS PROVISIONS

Requested by: Senators Plyler, Perdue, Odom, Representatives Holmes, Esposito, Creech, Crawford

EXECUTIVE BUDGET ACT APPLIES